

AMENDED IN ASSEMBLY APRIL 12, 2010

AMENDED IN ASSEMBLY MARCH 25, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 1839**

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**Introduced by Assembly Member Torrico**

February 12, 2010

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An act to add Section 38006 to the Education Code, and to add Section 10752.3 to the Revenue and Taxation Code, relating to schools.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1839, as amended, Torrico. Schools: safety.

Existing law authorizes the governing board of a school district to establish a security department under the supervision of a chief of security or a police department under the supervision of a chief of police and under the direction of the superintendent of the school district. The governing board is authorized to employ personnel to ensure the safety of school district personnel and pupils and the security of the real and personal property of the school district. In addition, a school district is authorized to assign a school police reserve officer who is deputized to a schoolsite to supplement the duties of school police personnel.

This bill would establish the Safe Schools Initiative, under which the Superintendent of Public Instruction would award grants to school districts with high schools located in areas with the highest crime rates. A grant recipient would be required to use funds awarded to employ at least one police officer to provide services at the high school or high schools in the school district that qualified the school district for the award. The grant program would be funded by a 0.025% augmentation

of the vehicle license fee that would be imposed on vehicles with a market value of \$50,000 or more.

This bill would result in a change in state taxes for the purpose of increasing state revenues within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of  $\frac{2}{3}$  of the membership of each house of the Legislature.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 38006 is added to the Education Code,  
2 to read:

3 38006. (a) There is hereby established the Safe Schools  
4 Initiative, under which the Superintendent shall award grants to  
5 school districts with high schools located in areas with the highest  
6 crime rates.

7 (b) For purposes of implementing the program, the  
8 Superintendent shall *consult with the Attorney General to determine*  
9 *the most appropriate crime rate statistics or indicators to use for*  
10 *determining the crime rates of the areas in which high schools are*  
11 *located and shall rank the high schools in the state according to*  
12 *the crime rates of the areas in which the high schools are located.*  
13 *in descending order based on the chosen statistics or indicators.*

14 (c) All school districts are eligible to apply for grant funds under  
15 the program.

16 (d) The Superintendent shall award *100* grants to applicant  
17 ~~school districts that have jurisdiction over the 100 high schools~~  
18 ~~located in areas with the highest crime rates.~~ *districts in descending*  
19 *order of the ranking performed pursuant to subdivision (b).*

20 (e) A school district shall use grant funds to employ at least one  
21 police officer to provide services at the high school or high schools  
22 in the district that qualified the school district for the award *and*  
23 *may use the remaining grant funds for other safety initiatives in*  
24 *consultation with local law enforcement agencies.*

25 (f) The grant program shall be funded from the augmentation  
26 of the vehicle license fee collected pursuant to Section 10752.3 of  
27 the Revenue and Taxation Code.

28 SEC. 2. Section 10752.3 is added to the Revenue and Taxation  
29 Code, to read:

1     10752.3. The annual amount of the license fee for a vehicle  
2 with a market value of fifty thousand dollars (\$50,000) or more,  
3 other than a trailer or semitrailer, as described in subdivision (a)  
4 of Section 5014.1 of the Vehicle Code, or a trailer coach that is  
5 required to be moved under permit as authorized in Section 35790  
6 of the Vehicle Code, shall be augmented by 0.025 percent. The  
7 amount of money collected pursuant to this section shall be used  
8 to fund the Safe Schools Initiative set forth in Section 38006 of  
9 the Education Code.

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